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37 C.F.R. 1.8

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November 1, 2004  
Date

David L. Parker

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Lopez-Berestein et al.

Serial No.: 09/982,113

Filed: October 17, 2001

For: A METHOD TO INCORPORATE N-(4-HYDROXYPHENYL) RETINAMIDE IN LIPOSOMES

Group Art Unit: 1615

Examiner: Kishore, Gollamudi S.

Atty. Dkt. No.: UTSC:660US

**AMENDMENT RESPONSIVE TO OFFICE  
COMMUNICATION DATED OCTOBER 1, 2004**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

Applicants respectfully request that the following amendments be entered in the captioned patent application in accordance with 37 C.F.R. § 1.116. The Amendments sought herewith are responsive to the office communication dated October 1, 2004, in which the Examiner indicated that Appellants are required to cancel claims that are not appealed. The amendments entered herewith are for the purpose of complying with the communication, but are subject to the concurrently filed Petition to the Group Director.

It is noted that the Appellants contacted Special Programs Examiner Deborah Reynolds and Examiner Kishore and were advised that the present amendment must be filed today and the claims must be canceled even if a petition is filed concurrently.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski Account No.: 50-1212/UTSC:660US.

**A Listing of Claims** is provided at page 3 of this paper; **Remarks** begin at page 11.